

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

CODON DEVICES, INC., DUKE	:	
UNIVERSITY, and the MASSACHUSETTS	:	
INSTITUTE OF TECHNOLOGY,	:	
	:	
Plaintiffs,	:	
	:	
v.	:	C. A. No. 07-148-***
	:	
BLUE HERON BIOTECHNOLOGY, INC.,	:	
	:	
Defendant.	:	

**ORDER**

At Wilmington this 4<sup>th</sup> day of **June, 2007**.

IT IS ORDERED that the parties shall provide the Court with a redraft of the proposed scheduling order, noting those areas to be discussed during the status conference scheduled for **Monday, October 15, 2007 at 4:00 p.m.** with Magistrate Judge Thyng. **Defense counsel shall initiate the teleconference call.**

Local counsel are reminded of their obligations to inform out-of-state counsel of this Order. To avoid the imposition of sanctions, counsel shall advise the Court immediately of any problems regarding compliance with this Order.

/s/ Mary Pat Thyng  
UNITED STATES MAGISTRATE JUDGE